

Attorney Docket No. 49,954- DIV-1 (70551)  
Express Mail No. EV 343733664 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Divisional Application of:**

APPLICANT: J. Nakajima, et al. GROUP: 2653 (Parent)  
SERIAL NO. Not Yet Assigned EXAMINER: Vuong, Bach Q. (Parent)  
FILED: Herewith  
FOR: OPTICAL DISC HAVING PITS OF DIFFERENT DEPTH FORMED  
THEREIN, OPTICAL DISC DEVICE FOR REPRODUCING THE  
SAME, AND METHOD OF REPRODUCTION

.....  
**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on, in an envelope as "Express Mail Post Office To Addressee", mailing Label Number **EV 343733664 US**, addressed to Mail Stop: New Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 24, 2003.

By: Kathryn A. Grindrod  
Kathryn A. Grindrod

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MAIL STOP: NEW APPLICATION  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Sir:

**PRELIMINARY AMENDMENT**

Preliminarily to the examination of this divisional application on its substantive merits, please amend the specification and claims of the application as follows: